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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Osamu OKUMURA et al.

Application No.: 09/671,354

Filed: September 27, 2000

For: REFLECTIVE COLOR LCD WITH COLOR FILTERS HAVING PARTICULAR TRANSMISSIVITY

Group Art Unit: 287

Examiner: M. Ton

Docket No.: 038959.0

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

In reply to the Election of Species Requirement mailed April 24, 2001, Applicants provisionally elect Group I, claims 30-33, 37, 38, 42 and 43, directed to a species of device comprising a dot area and a color filter. This election is made with traverse.

It is respectfully submitted that the subject matter of all claims 30-48 is sufficiently related that a thorough search for the subject matter of any one group of claims would necessarily encompass a search for the subject matter of the remaining claims. Further, it is submitted that the search and examination of the entire application could be performed without serious burden. M.P.E.P. §803 clearly states that "[I]f the search and examination of the entire application can be made without serious burden, the Examiner must examine it on its merits, even though it includes claims to distinct or independent inventions." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the Patent

Office. The Examiner is respectfully requested to reconsider and withdraw the Election of Species Requirement and to examine all claims in this application.

Respectfully submitted,

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